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N.A.R., INC. dba NORTH AMERICAN RECOVERY
7

8 UNITED STATES DISTRICT COURT
9 SOUTHERN DISTRICT OF CALIFORNIA
10

11 ANTHONY KROLL,

12 Plaintiff,

13 vs.

14 NORTH AMERICAN RECOVERY,

15 Defendant.
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CASE NO.: '13CV1978 H RBB

NOTICE OF REMOVAL

22 PLEASE TAKE NOTICE that pursuant to 28 U.S.C. § 1446(a), Defendant
23 N.A.R., INC. dba NORTH AMERICAN RECOVERY ("Defendant") hereby removes
24 to this Court the civil action described below, as it involves a federal question.
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CARLSON & MESSER LLP
5959 W. CENTURY BOULEVARD, SUITE 1214
LOS ANGELES, CALIFORNIA 90045

1 1. On July 15, 2013, Plaintiff ANTHONY KROLL ("Plaintiff") filed a civil
2 action in the San Diego Superior Court entitled Anthony Kroll v. North American
3 Recovery, Case No. 37-2013-00057499-CL-NP-CTL. A true and correct copy of
4 Plaintiff's Complaint is attached hereto as Exhibit "A".
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6 2. Plaintiff's Complaint was served on Defendant via certified mail on July
7 25, 2013.

8 3. This Notice of Removal is being filed with this Court within 30 days of
9 the service of the Complaint, as required by 28 U.S.C. § 1446(b).
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11 4. There are no other Defendants named in Plaintiff's Complaint.

12 5. This action involves a federal question in that it arises under the Fair
13 Credit Reporting Act (15 U.S.C. § 1681, et seq.). It is therefore an action of which this
14 Court has original jurisdiction under 28 U.S.C. § 1331, and may be removed to this
15 Court by Defendant pursuant to the provisions of 28 U.S.C. § 1441(a). In this regard,
16 Plaintiff states in the Complaint that "[t]his is an action for damages brought by an
17 individual consumer for Defendant's violations the Fair Credit Reporting Act, 15
18 U.S.C. § 1681 . . ." (Complaint ¶ 1.)
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20 6. Venue is proper in this district under 28 U.S.C. §1441(a) because this
21 district and division embrace the place where the removed action has been pending.
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23 7. Plaintiff's Complaint includes a demand for a jury trial. Defendant also
24 demands a jury trial.

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1 8. Defendant will promptly file a copy of this Notice of Removal with the
2 clerk of the State Court where the action has been pending.
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5 DATED: August 23, 2013

CARLSON & MESSER LLP

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7 By: s/Martin Schannong
8 Jeffery J. Carlson
9 Martin Schannong
10 Attorneys for Defendant
11 N.A.R., INC. dba NORTH AMERICAN
12 RECOVERY
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